

NOTICE OF APPEAL**UNITED STATES DISTRICT COURT****Eastern District of New York****UNITED STATES OF AMERICA**

- against -

DAVID LEVY,Docket Number 16-CR-640 (BMC)The Honorable Brian M. Cogan

(District Court Judge)

Defendant.

Notice is hereby given that the United States of America
 appeals to the United States Court of Appeals for the Second Circuit from the:

Judgment X; Order X; Other _____; granting motions for acquittal and new trial
 (specify)
 entered in this action on September 27, 2019 and October 2, 2019
 (specify)

Offense occurred after November 1, 1987 Yes X No _____.

The appeal concerns: order granting motions for judgment of acquittal and new trial.

Date October 4, 2019 David C. James, AUSA
(Counsel for Appellant)

TO: Michael Sommer, Esq.
 Wilson Sonsini Goodrich & Rosati, P.C.
 1301 Avenue of the Americas, 40th Floor
 New York, NY 10016

Address: U.S. Attorney's Office - E.D.N.Y.
 271 Cadman Plaza East
 Brooklyn, New York, 11201

Telephone Number: 718-254-6282

E-Mail: David.James@usdoj.gov

(TO BE COMPLETED BY ATTORNEY)

► QUESTIONNAIRE	► TRANSCRIPT ORDER	► DESCRIPTION OF PROCEEDINGS FOR WHICH TRANSCRIPT IS REQUIRED (INCLUDE DATE)
<input type="checkbox"/> I am ordering a transcript. <input checked="" type="checkbox"/> I am not ordering a transcript.	Dates Prepare transcript of Pre-trial proceedings _____ Trial _____ Sentence _____ Post-trial proceedings _____	
Reason: <input type="checkbox"/> Daily copy is available <input checked="" type="checkbox"/> U.S. Attorney has placed order <input type="checkbox"/> Other. Attach explanation		

The ATTORNEY certifies that he/she will make satisfactory arrangements with the court reporter for payment of the cost of the transcript. (FRAP 10(b)) ► Method of payment Funds CJA Form 24

ATTORNEY'S signature	/s/ David C. James	Date	October 4, 2019
----------------------	--------------------	------	-----------------

► COURT REPORTER ACKNOWLEDGMENT To be completed by Court Reporter and forwarded to Court of Appeals.

Date order received	Estimated completion date	Estimated number of pages
---------------------	---------------------------	---------------------------

Date _____ Signature _____
 (Court Reporter)

COPY1 - ORIGINAL